

Interview Summary	Application No. 10/736,606	Applicant(s) SCILLIA ET AL.	
	Examiner Christopher W. Fulton	Art Unit 2859	

All participants (applicant, applicant's representative, PTO personnel):

(1) Christopher W. Fulton.

(3) Kamal Goudjil.

(2) Caroline Dennison.

(4) ____.

Date of Interview: 30 November 2004.

Type: a) ☐ Telephonic b) ☐ Video Conference
c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
If Yes, brief description: ____.

Claim(s) discussed: 1-3, 16, and 36.

Identification of prior art discussed: Fuller et al, Love, and Cooper.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Claims 1-3 will be combined, the limitations of claim 2 will be added to claim 36, and proposed claim 16 (attached) will be submitted. These limitations will make independent claims 1, 16, and 36 allowable over the prior art of record. An update search will be made upon submission of the amendment.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

**CHRISTOPHER W. FULTON
PRIMARY EXAMINER**



Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required

Summary of Record of Interview Requirements

Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record

A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews

Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

37 CFR §1.2 Business to be transacted in writing.

All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiner's responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiners Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicant's correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:

- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video-conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case. It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

A complete and proper recordation of the substance of any interview should include at least the following applicable items:

- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed,
- 3) an identification of the specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner,
(The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

Examiner to Check for Accuracy

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiner's version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, "Interview Record OK" on the paper recording the substance of the interview along with the date and the examiner's initials.

Claims

1. (Original) A chalk line device, comprising:

a housing having a chalk line port and a chalk port, wherein the housing defines an exterior surface and an interior space including a chalk reservoir in communication with the chalk port;

a movable door secured to the housing over the chalk port to selectively open and close the chalk port;

a chalk line support mounted in the interior space in the housing;

a chalk line having one end secured to the chalk line support within the housing and another end with a hook disposed outside of the housing, wherein the chalk line extends through the chalk line port; and

a retracting mechanism mounted to the housing and connected to the chalk line that selectively retracts the chalk line into the housing and allows the chalk line to be extended from the housing through the chalk line port;

wherein the exterior surface of the housing includes a side wall with a depression formed therein that is shaped to receive the hook for storage.

2. (Original) The chalk line device of claim 1, wherein the depression has a mouth that is flush with the side wall.

3. (Original) The chalk line device of claim 1, wherein the hook has a body with a line attachment device on one end and a finger extending outwardly from the other end, wherein the finger engages the depression during storage so that the body can lie against the exterior surface.

4. (Original) The chalk line device of claim 3, wherein the depression is spaced from the chalk line port about a length of the body of the hook.

5. (Original) The chalk line device of claim 1, wherein the door to the chalk port is mounted to one side of the housing and the depression is located on a different side of the housing.

6. (Original) The chalk line device of claim 1, wherein the housing has walls and the door is mounted on one wall of the housing and the depression is located on another wall that extends at an angle to the side wall with the door.

7. (Original) The chalk line device of claim 1, wherein the housing has walls and the door is mounted on one wall of the housing and the depression is located on a another wall that is located on an opposite side of the housing.

8. (Original) The chalk line device of claim 1, wherein the retracting mechanism includes a handle with a knob and the housing further includes another depression arranged to receive at least a portion of the knob when the handle is stored.

9. (Original) The chalk line device of claim 1, wherein the side wall has a plurality of grip depressions.

10. (Original) The chalk line device of claim 1, wherein the housing includes a translucent window.

11. (Original) The chalk line device of claim 10, wherein the housing has walls and the translucent window is located on a wall of the housing and the depression is located on another wall of the housing.

12. (Original) The chalk line device of claim 10, wherein the depression is formed on the translucent window.

13. (Original) The chalk line device of claim 1, wherein the depression has an edge.

14. (Original) The chalk line device of claim 13, wherein the edge forms an acute ledge.

15. (Original) The chalk line device of claim 1, wherein the depression is spaced from the chalk line port about a length of the hook.

16. (Currently Amended) A chalk line device, comprising:

a housing having a chalk line port and a chalk port and defining an sealed interior space including a chalk reservoir in communication with the chalk port, wherein the housing includes a translucent window forming at least a portion of a wall of the chalk reservoir;

an amount of powdered chalk retained within the chalk reservoir, wherein the amount of powdered chalk retained within the chalk reservoir can be viewed through the translucent window;

a chalk line support mounted in the interior space in the housing;

a chalk line secured to the chalk line support and extending through the chalk line port; and

a retracting mechanism mounted to the housing and connected to the chalk line that selectively retracts the chalk line into the housing and allows the chalk line to be extended from the housing through the chalk line port.

17. (Original) The chalk line device of claim 16, wherein the translucent window forms substantially at least one side of the housing.

18. (Original) The chalk line device of claim 16, wherein an inside surface of the translucent window is polished to prevent chalk from sticking to the inside surface of the translucent window.

19. (Currently Amended) The chalk line device of claim 16, wherein the translucent window includes a scale to indicate a level of the chalk ~~quantity~~ in the chalk reservoir.

20. (Original) The chalk line device of claim 19, wherein the scale includes three lines with words low, medium and high inscribed beside each respective line.

21. (Original) The chalk line device of claim 19, wherein the scale includes four lines with the markings $\frac{1}{4}$, $\frac{1}{2}$, $\frac{3}{4}$ and full inscribed beside each respective line.

22. (Original) The chalk line device of claim 16, wherein the housing is formed of plastic and the window is formed of plastic.

23. (Original) The chalk line device of claim 16, wherein the housing is formed of metal and the window is formed of plastic.

24. (Original) The chalk line device of claim 23, wherein the housing and the window are integrally formed.

25. (Original) The chalk line device of claim 24, wherein the housing is over-molded with opaque material.

26. (Original) The chalk line device of claim 25, wherein the over-molded opaque material is one of a plastic and rubber.

27. (Original) The chalk line device of claim 26, wherein the plastic is a soft plastic.

28. (Currently Amended) The chalk line device of claim 16, wherein the translucent window is textured with varying textures to highlight a viewing zone for viewing a level of the chalk in the chalk reservoir.

29. (Original) The chalk line device of claim 16, wherein the window is transparent.

30. (Original) The chalk line device of claim 16, wherein the window comprises a transparent zone and a translucent zone.

31. (Original) The chalk line device of claim 16, wherein the window is arranged to cover substantially a whole length of a face of the housing.

32. (Original) The chalk line device of claim 16, wherein the housing has a depression that retains an end of the chalk line.

33. (Original) The chalk line device of claim 32, wherein the chalk line has a hook and the depression is shaped to engage the hook.

34. (Original) The chalk line device of claim 32, wherein the housing has walls and the depression is located on one wall of the housing and the window is located on another wall of the housing.

35. (Original) The chalk line device of claim 32, wherein the depression is formed on the window.

36. (Original) A chalk line device, comprising:

a housing having a chalk line port and a chalk port, wherein the housing defines an exterior surface and an interior space including a chalk reservoir in communication with the chalk port;

a movable door secured to the housing over the chalk port to selectively open and close the chalk port;

a chalk line support mounted in the interior space in the housing;

a chalk line having one end secured to the chalk line support within the housing and another end with a hook disposed outside of the housing, wherein the chalk line extends through the chalk line port; and

a retracting mechanism mounted to the housing and connected to the chalk line that selectively retracts the chalk line into the housing and allows the chalk line to be extended from the housing through the chalk line port;

wherein the exterior surface of the housing includes a side wall with a depression formed therein that is shaped to receive the hook for storage, and the housing includes a translucent window forming at least a portion of a wall of the chalk reservoir.

37. (Original) The chalk line device of claim 36, wherein the housing has walls and the depression and the window are formed on a same wall of the housing.

38. (Original) The chalk line device of claim 37, wherein the depression is formed in the window.

39. (Original) The chalk line device of claim 36, wherein the housing has walls and the depression and the window are formed on different walls.

40. (Original) The chalk line device of claim 36, wherein the depression is spaced from the chalk line port about a length of the hook.

41. (Original) The chalk line device of claim 36, wherein the depression has an edge and the hook has a finger that engages the edge.

42. (Original) The chalk line device of claim 41, wherein the edge forms an acute ledge.

43. (Original) The chalk line device of claim 36, wherein the window forms substantially one side of the housing.

44. (Original) The chalk line device of claim 36, wherein the window is arranged to cover substantially an entire length of one side of the housing.

45. (Original) The chalk line device of claim 36, wherein an inside surface of the translucent window is polished to prevent chalk from sticking to the inside surface of the translucent window.

46. (Original) The chalk line device of claim 36, wherein the translucent window includes a scale to indicate a level of chalk quantity in the chalk reservoir.

47. (Original) The chalk line device of claim 46, wherein the scale includes three lines with words low, medium and high inscribed beside each respective line.

48. (Original) The chalk line device of claim 46, wherein the scale includes four lines with the markings $\frac{1}{4}$, $\frac{1}{2}$, $\frac{3}{4}$ and full inscribed beside each respective line.

49. (Original) The chalk line device of claim 36, wherein the translucent window is textured with varying textures to highlight a viewing zone for viewing a level of chalk in the chalk reservoir.